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**FISHERIES**

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FI301\*

Fish Resources Management Act 1994

**Fish Resources Management Amendment  
Regulations 1999**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Fish Resources Management Amendment Regulations 1999*.

**2. Regulations amended**

These regulations amend the *Fish Resources Management Regulations 1995\**.

[\* *Published in Gazette 29 September 1995, pp. 4503-646. For amendments to 3 March 1999 see 1997 Index to Legislation of Western Australia, Table 4, pp. 82-3, and Gazette 2 and 9 January, 19 June, 7 July and 25 September 1998 and 15 January 1999.*]

**3. Regulation 105A inserted**

After regulation 105 the following regulation is inserted —

“

**105A. Aircraft**

- (1) A person (“**the operator**”) who owns or operates an aircraft must not cause or permit any person —
- (a) to enter the reserve by means of the aircraft; or
  - (b) to use the aircraft in the reserve,

unless the operator has been given written authority by the Minister.

Penalty: \$10 000.

- (2) An application for an authority under subregulation (1) —

- (a) is to be made to the Executive Director in a form approved for that purpose by the Executive Director;

- (b) is to be accompanied by the fee set out in item 20 of Part 2 of Schedule 1; and
  - (c) is to be lodged at the Department’s Geraldton office.
- (3) An authority has effect for the period, and is subject to the conditions, specified in the authority by the Minister.
  - (4) The Minister may vary or cancel a condition specified in an authority by notice in writing given to the holder of the authority.
  - (5) The Minister may vary or cancel an authority by notice in writing given to the holder of the authority.
  - (6) A person who holds an authority must not contravene a condition specified in the authority.  
Penalty: \$10 000.

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**4. Regulation 181 amended**

Regulation 181 is amended by deleting “reduction or waiver” and inserting instead —

“ reduction, waiver or refund, in whole or in part, ”.

**5. Schedule 1 amended**

Part 2 of Schedule 1 is amended by inserting after item 19 the following item —

“

- 20. Authority to land or use aircraft in reserve (reg. 105A) ..... 100

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.